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Attorneys for Plaintiff
 Shamaneen Khan

**UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA**

Shamaneen Khan,

Plaintiff,

vs.

The Permanente Medical Group,
 Incorporated, A California Corporation;
 SEIU United Healthcare Workers-West, a
 California Corporation and DOES 1-50,
 inclusive,

Defendants.

) Case No.: C08-01783 WHA

) **NOTICE OF MOTION AND MOTION**
) **FOR REMAND AND OPPOSITION TO**
) **DEFENDANT SEIU UNITED**
) **HEALTHCARE WORKERS' MOTION**
) **TO DISMISS**
) **[FED.R.CIV.PROC. 12(b)(6)]**

) Date: May 29, 2008

) Time: 8:00 a.m.

) Judge: William H. Alsup

) Courtroom: 9, 19th Floor

) [Date scheduled for Motion to Dismiss]

) Date: June 19, 2008

) Time: 8:00 a.m.

) Judge: William H. Alsup

) Courtroom: 9, 19th Floor

) [Date set for Plaintiff's Motion to Remand]

) Complaint Filed: March 7, 2008

) Removed: April 3, 2008

TO ALL PARTIES AND TO THEIR ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE that on June 19, 2008, at 8:00 a.m., or as soon thereafter as the
 matter can be heard in Courtroom No. 9 of the above -captioned court, located at 450 Golden
 Gate Avenue, San Francisco, California 94102, before the Honorable William H. Alsup, Plaintiff

1 Shamaneen Khan will move, and hereby does move this Court, for an Order remanding this
2 matter back to the Superior Court of the State of California, County of Alameda.

3 This motion is made on the ground that there is no federal subject matter (removal)
4 jurisdiction over this case on the basis asserted by defendants.
5

6 This motion is based on this Notice and Motion, on all of the pleadings, records, and
7 papers on file in this action, the attached Memorandum of Points and Authorities, and on the
8 Declarations of Plaintiff Shamaneen Khan and her attorney Eugene T. Franklin filed concurrently
9 herewith.

10 Finally, plaintiff respectfully requests that defendant SEIU United Healthcare Workers-
11 West's motion to dismiss be continued to June 19, 2008, the date set for plaintiff's motion to
12 remand, so that both motions may be heard at the same time.
13

14 Dated: May 5, 2008

Respectfully submitted:
FRANKLIN EMPLOYMENT LAW GROUP

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16 /s/
17 By: _____
18 EUGENE T. FRANKLIN
19 Attorneys for Plaintiff
20 Shamaneen Khan
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